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SEP 29 2004

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September 29, 2004

To: Federal Communications Commission  
Re: CC Docket Number 02-6, "Request for Review"

This letter is an appeal to the decision made by the SLD regarding 471 application number 402863 (FRN 1102325) for funding year 2004 (07/01/2004 - 06/30/2005), and for billed entity Weld County School District 6 (142236). The reason for denial was "The FRN references a Form 470 which has not been certified."

The SLD has already reviewed and subsequently denied an appeal from me regarding their decision. Their appeal decision was dated September 24, 2004 for the 471 application referenced above. The reason for this subsequent appeal to the FCC is to point out a flaw in the SLD's decision to deny the above mentioned 471.

The 471 identified above references the Form 470 with application number 908610000485612. In February of 2004, I received a letter from the SLD indicating "The Form 470 submitted is not the correct, OMB-approved FCC Form 470, with a date of April 2002 or later in the lower right-hand corner of the page", this letter was dated February 3, 2004. Immediately upon receiving this letter I submitted the correct Form 470 certification page (dated February 9, 2004 and postmarked February 10, 2004).

The SLD's appeal decision states since the corrected Form 470 certification page I sent was not postmarked by February 4, 2004, they could not accept it as a valid document. However, since I did not receive the letter of denial of my original Form 470 until after the February 4<sup>th</sup> deadline, there was no opportunity whatsoever for me to correct the mistake. There absolutely must be some leeway here.

I refuse to believe the E-rate system exists in such a state where a school district which is fairly dependent upon this federal subsidy could lose the opportunity to recoup in excess of \$250,000 because of one simple mistake without at least affording it the opportunity to correct the error.

Sincerely,

  
Joseph N. Ronnenberg

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